

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Mary Mah Lee Ng et al.
Application No. : 10/769,565
Confirmation No. : 9294
Filed : January 29, 2004
For : MOLECULES, COMPOSITIONS, METHODS AND KITS FOR
APPLICATIONS ASSOCIATED WITH FLAVIVIRUSES

Examiner : Mary E. Mosher, Ph.D.
Art Unit : 1648
Docket No. : 920094.401C1
Date : August 5, 2008

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMUNICATION REGARDING INFORMATION DISCLOSURE STATEMENT OF
JANUARY 29, 2004

Commissioner for Patents:

The undersigned respectfully submits as evidence a copy of the Information Disclosure Statement (IDS) as originally submitted to the Patent and Trademark Office (PTO) by applicants at the time of filing the application on January 29, 2004, for consideration by the Examiner.

REMARKS

The present application stands allowed and the Issue Fee is due on August 6, 2008.

In the course of reviewing the patent application file, including the electronic Image File Wrapper (IFW) available on the Patent and Trademark Office (PTO) website, it was discovered by the undersigned representative that the Information Disclosure Statement (IDS) that was submitted to the PTO by predecessor counsel at the time of filing the instant application on January 29, 2004, does not appear in the IFW, nor has the PTO returned to the applicants an initialed copy of the listing of references previously provided to the PTO. A telephone call placed to the Examiner on August 5, 2008, did not result in the identification within the PTO of the IDS that was submitted to the PTO by predecessor counsel at the time of filing the instant application on January 29, 2004.

Accordingly, submitted herewith as evidence of applicants' previous submission of a complete IDS to the PTO on January 29, 2004, are copies of the following:

- Postcard bearing PTO bar code dated January 29, 2004 ("012904") for application serial number 10/769565 and listing "Information Disclosure Statement (IDS); Form PTO-1449; copies of listed references" among the items submitted to the PTO at the time of filing (Express Mail Label No. EV311274278US)
- Information Disclosure Statement (two pages, Express Mail Label No. EV311274278US) signed by predecessor counsel on January 29, 2004
- Form PTO-1449 (two pages, Express Mail Label No. EV311274278US) listing 20 non-patent literature (NPL) references

It is respectfully noted that the application was originally filed by predecessor counsel and subsequently, during the course of prosecution, transferred to the applicants' undersigned representative. File materials transferred by predecessor counsel to the applicants' undersigned representative included the above described items (postcard, IDS, Form 1449) but did not include copies of the 20 NPL documents listed on the Form PTO-1449 as submitted to the PTO on January 29, 2004. Accordingly, submitted herewith please find replacement copies of these NPL documents as subsequently retrieved by the undersigned. As also noted on the IDS

submitted January 29, 2004, it is requested that the PTO return a copy of the enclosed Form 1449, initialed by the Examiner. Although the aforesaid references previously were, and are again being, made known to the Patent and Trademark Office in compliance with applicants' duty to disclose all information they are aware of which is believed relevant to the examination of the above-identified application, applicants believe that their invention is patentable.

For reasons given above, it is believed that no fee is due with this submission where the original IDS filing was made at the time of filing the application. If the PTO disagrees, however, the Director is authorized to charge any additional fees due by way of this communication or credit any overpayment, to our Deposit Account No. 19-1090.

Respectfully submitted,
SEED Intellectual Property Law Group PLLC

/Stephen J. Rosenman/

Stephen J. Rosenman, Ph.D.
Registration No. 43,058

SJR:rp

Enclosures: Copy of postcard bearing PTO bar code dated January 29, 2004
Copy of Information Disclosure Statement of January 29, 2004
Copy of PTO Form 1449 of January 29, 2004
Replacement Copies of 20 NPL References

701 Fifth Avenue, Suite 5400
Seattle, Washington 98104
Phone: (206) 622-4900
Fax: (206) 682-6031
1213382_1.DOC*

Receipt is hereby acknowledged for the following by the U.S. Patent and Trademark Office:
Express Mail Label No. EV 311274278 US
Filing Date: 01/12/2004
Title: Molecules, Compositions, Methods and Kits For Applications Associated With Flaviviruses

Docket No.: 59419-010102
Applicant: NG, Mary Mah Lee *et al.*
Client: Exploit Technologies Pte
Date of Deposit: January 9, 2004
Title: CONTINUATION-IN-PART (CIP) UTILITY PATENT APPLICATION

Utility Patent Application Transmittal (2 pages);
Specification: 62 pages (written description 55 Pgs, claims 6 Pgs, abstract 1 Pg);
Drawings: Total 16 sheets, informal, 8.5" x 11";
Declaration (unexecuted);
Sequence Submission; Computer Readable Form (CRF) on 3.5" diskette; Specification
Sequence Listing on paper (28 pages); Statement verifying identity of above copies;
Information Disclosure Statement (IDS); Form PTO-1449; copies of listed references;



U.S. PTO
10/769565

012904

\$1,137.00 filing fee - authorization to charge deposit account.

WLA-SRVY01219187w01\59419-010101